



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant	: Male et al.	
Appln. No.	: 10/658,032	Confirmation No: 2069
Filed	: September 9, 2003	Group Art Unit: 3752
Title	: FLEXIBLE SHOWER ARM ASSEMBLY	Examiner: Barney, Seth E.

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§1.97(b)(4) and 1.98
and STATEMENT OF RELATEDNESS UNDER M.P.E.P. § 2001.06(b)**

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner is requested to consider the references noted on the enclosed Form PTO/SB/08a during examination of the above-identified patent application. These references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting these references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to the U.S. Patent and Trademark Office's Consolidated Patent Rules of February 1, 2005, waiver of the requirements of 37 C.F.R. § 1.98(a)(2)(ii), only copies of the foreign references and non-patent literature documents are provided. Copies of the U.S. patent and U.S. patent application publication references are not provided, unless required by the Office.

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), the Examiner is requested to consider the following application commonly owned by the Assignee of the present application and that may include subject matter similar to that of the present application:

- (1) U.S. patent application no. 11/151,947, filed June 14, 2005, pending.

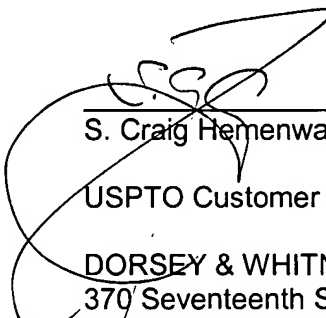
This Information Disclosure Statement is being filed before the first Office action, concurrently with the filing of a Request for Continued Examination. Accordingly, pursuant to 37

C.F.R. § 1.97(b)(4), no fees are due with respect to this filing. However, should any such fees or petitions be required, please consider this a request therefor and authorization to charge Deposit Account No. 04-1415 as necessary.

If the Examiner has any questions, please contact the undersigned attorney.

Dated: 14 NOVEMBER 2005

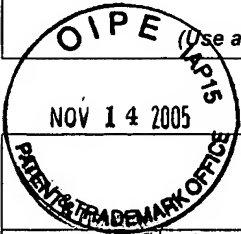
Respectfully submitted,



S. Craig Hemenway, Registration No. 44,759

USPTO Customer No. 20686

DORSEY & WHITNEY LLP
370 Seventeenth Street, Suite 4700
Denver, Colorado 80202-5647
Tel: 303-629-3400
Fax: 303-629-3450

PTO/SB/08a (08-03) U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT 	APPLICATION NO.: 10/658,032	FILING DATE: September 9, 2003
	APPLICANT: Male et al.	ART UNIT: 3752
	EXAMINER NAME: Barney, Seth E.	ATTY. DOCKET NO.: 859/US/3

U.S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	PATENT NUMBER	ISSUE DATE	Name of Patentee of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code ² (if known)	MM-DD-YYYY		
	1.	1,207,380	12/1916	Duffy	
	2.	2,011,446	08/1935	Judell	
	3.	2,117,152	05/1938	Crosti	
	4.	2,721,089	10/1955	Shames	
	5.	2,825,135	03/1958	Tilden	
	6.	3,121,235	02/1964	Gellmann	
	7.	3,778,610	12/1973	Wolf	
	8.	D240,178	06/1976	Johansen	
	9.	3,971,074	07/1976	Yxfeldt	
	10.	D262,353	12/1981	Kitson	
	11.	4,752,975	06/1988	Tiernan	
	12.	5,692,252	12/1997	Zwezdaryk	
	13.	D401,680	11/1998	Tiernan	
	14.	6,227,456	05/2001	Colman	
	15.	6,643,862	11/2003	Aitken	
	16.	D496,446	09/2004	Zwezdaryk	

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER	PUBLICATION DATE	Name of PATENTEE or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ² – Number ³ – Kind Code ⁵ (if known)	MM-DD-YYYY			
	17.	WO98/30336	07/1998	Teledyne Industries, Inc.		

communication to applicant.

¹ Applicant's unique citation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

4829-2290-5600\1

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
EXAMINER INITIALS ¹	Cite No. ²	Include name of Author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ³
EXAMINER		DATE CONSIDERED	
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			

* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

² Applicant's unique citation number (optional).

³ Applicant is to place a check mark here if English language Translation is attached.